

MEETING MINUTES BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified at far right.

Regular Meeting

Regular Meeting

Board Chambers, 2nd
Fl., County
Courthouse, 278 Main
St., Bridgeport, CA
93517

MEETING LOCATION

May 14, 2013

9:01 AM Meeting Called to Order by Chairman Hunt.

Supervisors present: Alpers, Fesko, Hunt, Johnston and Stump.

Supervisors absent: None.

Pledge of Allegiance led by Sheriff Obenberger.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

Closed Session: 9:02 a.m.

Break: 10:30 a.m.
Reconvene: 10:40 a.m.
Lunch: 12:17 p.m.
Reconvene: 1:20 p.m.
Break: 2:55 p.m.
Reconvene: 3:05 p.m.
Break: 4:53 p.m.
Reconvene: 5:00 p.m.
Closed Session: 5:10 p.m.

Adjourn: 6:10 p.m.

CLOSED SESSION

There was nothing to report out of closed session.

BOARD OF SUPERVISORS

- 1a) Closed Session Animal Control Director PUBLIC EMPLOYMENT. Government Code Section 54957. Title: Animal Control Director.
- 1b) Closed Session CAO Position PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Administrative Officer.
- 1c) Closed Session Conference with Real Property Negotiators CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: APN: 015-010-065 ("Rodeo Grounds").

Agency negotiators: Supervisors Johnston and Alpers. Negotiating parties: Mono County and Intrawest. Under negotiation: price and terms of payment.

Closed Session--Human Resources - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Marshall Rudolph and Lynda Salcido. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD Tom Hallenbeck (Caltrans):

- Update on big rig accident at the sound end of Bridgeport.
- · Highway is closed until situation can be assessed.
- Bridge took a big hit, no lasting damage mostly cosmetic.
- Once wreckage is cleared, will get road open, hopefully by end of today.
- Will do temporary fix of the situation; should not need structural repairs.
- May need to replace both railings, they are substandard rails.
- They will do repairs in a way to lend to future needs of town, citizens.

2) APPROVAL OF MINUTES

M13-109 Action: Approve minutes of the Special Meeting held on May 2, 3013.

Johnston moved; Stump seconded

Vote: 5 yes; 0 no

M13-110 Action: Approve minutes of the Special Meeting held on May 3, 2013.

Johnston moved; Fesko seconded

Vote: 5 yes; 0 no

3) **BOARD MEMBER REPORTS**

Supervisor Alpers:

- Majority of report deferred.
- Before opening of Fishing Season, gave resolution to Bart Hall. He was overcome with emotion.
- Also met with Chuck Bonham, Director of the Calif. Dept. of Fish and Wildlife.

Supervisor Fesko:

- Report deferred.
- Asked for 30 minutes of closed session time; board agrees.

Supervisor Hunt:

• Report deferred.

Supervisor Johnston:

- Majority of report deferred.
- Mojave last Thursday, met with Water Commissioners. Working on litigation plan.

Supervisor Stump:

Majority of report deferred.

Benton Saturday 11:00 a.m. – 2:00 p.m. BBQ at park.

COUNTY ADMINISTRATIVE OFFICE

4) CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Marshall Rudolph (Acting CAO):

- Tomorrow through Friday to Modoc for Trindell meeting.
- Lynda Salcido is due to return to Mono County tomorrow. She still has a long road to recovery; will not be working anytime soon.

DEPARTMENT REPORTS/EMERGING ISSUES

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Sheriff Obenberger:

- Update on hiring: three PSO applications that they are doing backgrounds on.
 They have two current openings, anticipate one more.
- Patrol side: one in backgrounds; one also just sworn in (a former MLPD officer).
- Deputy Brown retiring in five weeks.
- Traffic collision south of town: bridge inspection team has been called by Caltrans. Trying to get a big rig tow truck to get truck out of the way. One fatality.

Mary Booher:

 Regarding consent item on waiver of fees for BPUD: will have to be backfilled to road fund by the general fund.

Lynda Roberts:

- Is working on procedure for appointments to committees/commissions. Will be brought back to Board.
- Supervisor Johnston: original question was about committees making recommendations themselves.

Scott Burns:

- Update on draft resolution received from the Public Utilities Commission. Since previous comments apply to the new resolution, probably just need a cover letter to accompany this?
- Supervisor Fesko: were new poles installed in doing this?

Tony Dublino:

- Pumice Valley landfill update: After Planning Commission meeting last week,
 Department of water and power is not willing to sign a lease document to expand
 pumice valley landfill. We are going to need to time to complete planning
 process.
- Should he draft letter for next week to formally request additional time? Could be a consent item?
- Supervisor Stump: preferred alternative? (Tony we have met our obligations, but what they are requesting now isn't possible with time constraints – not unreasonable for us to request additional time. But, we shouldn't throw out existing document).
- Supervisor Johnston: What is logic in denying lease? (Tony: they don't believe expansion is justified).
- Tony to put on regular agenda for next week.

CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

CLERK OF THE BOARD

- Bridgeport PUD Request for Waiver of Fees The Bridgeport Public Utility District has discovered a break in the district sewer pipe joint on Bryant Street. This needs to be repaired. The District has been informed that the county permitting fee is \$520.00. Additionally, the District will be required to have signage at the work area. Supervisor Fesko has agreed to sponsor this item.
- M13-111 Action: Authorize the Board of Supervisors to waive permitting fees for the Bridgeport Utility District for work to be done on the Bryant Street sewer line and allow the District to borrow the necessary signs from the County to place at the work site as required to meet safety standards.

Fesko moved; stump seconded

Vote: 5 yes; 0 no

CLERK-RECORDER

- Senate Bill 391, California Homes and Jobs Act of 2013 If passed,
 Senate Bill 391 will impose an additional \$75 fee on recorded documents,
 except those recorded in connection with a real estate purchase or
 transfer. The \$75 fee would impact a variety of documents, including
 those recorded for refinancing transactions, affidavits of death, and liens.
- M13-112 Action: Approve a letter of opposition to Senate Bill 391.

Johnston moved; Alpers seconded

Vote 5 yes; 0 no

Supervisor Johnston pulled from consent:

 Noted his objection to how the fees would be implemented, but not the intent of the bill itself.

REGULAR AGENDA

CORRESPONDENCE RECEIVED (INFORMATIONAL) All items listed are available for review and are located in the Office of the Clerk of the Board

CLERK OF THE BOARD

- 7a) Sharon Clark Concerns about MMSA and USFS Land Swap Letter dated April 27, 2013 from Sharon Clark of Mammoth Lakes, expressing concern about the possible Land Swap between Mammoth Lakes Ski Area and the US Forest Service. This is informational only.
- 7b) Nancy Boardman Resignation Letter Correspondence from Nancy Boardman, Animal Control Director, dated 04/23/13 announcing her resignation from her position effective 06/30/13.

The Board acknowledged receipt of the correspondence.

COUNTY COUNSEL

Additional Departments: Economic Development

8a) Caltrans MOU (Marshall Rudolph) - Proposed Memorandum of

Understanding (MOU) between the California Department of Transportation (Caltrans) and Mono County. The MOU would potentially resolve certain issues that have arisen between the parties regarding current and future uses of the Conway Ranch property, particularly with respect to fish-rearing on the property.

M13-113 Action: Approve County entry into proposed MOU and authorize the Board Chair to sign said MOU on behalf of the County.

Johnston moved; Fesko seconded

Vote: 5 yes; 0 no Marshall Rudolph:

- Introduced item; explained individuals involved, several of which are present today.
- Board is well aware of this item.
- Involves County repaying a portion of the grant, at end of day certain restrictions of grant would not apply.
- Conservation easement concept no new restrictions or requirements but to reiterate current restrictions.
- For Caltrans, this deals with their administered grant.
- Preserve, protect, habitat we need something in writing with other agencies.
 Not sure if other agencies will follow suit with Caltrans.
- MOU is end of settlement discussion but the beginning of its implementation including developing conservation easement. This will take some time.
- 180 day time frame is allowed in MOU.
- Might need to hire consultant to address the 75 acres.
- This will need to come back to the Board at a future point.

Supervisor Stump:

- Prior to payment being paid to Caltrans and Eastern Sierra Land Trust, would we add documentation from other agencies? (Marshall: yes, that's where we need to go next. We'd need something definitive.)
- Commitment to people involved.

Supervisor Fesko:

- This is going to eventually allow Mono County to take control of its destiny; his
 hat is off to all involved.
- With 180 day time plan, what does that cover?

Supervisor Alpers:

- In regards to process, how we've gone out to RPACS and other agencies to get this out in the community has been very positive.
- Also done in a short period of time, very admirable.

Supervisor Johnston:

- Could be a Specific Plan Amendment down the road?
- Recognized Chairman Hunt and the Rotary Club Connection.

FINANCE

9a) March 2013 Quarterly Investment Report (Rosemary Glazier) - Report on quarterly investment activity for quarter ending 3-31-2013. Report March 3-2013 treasury transactions.

Action: None.

Rose Glazier:

- Explained item; went over reports; gave various figures to Board.
- We are still getting a great deal at Oak Valley; they keep charges way down for

most of our business.

- Handed out historical information (clerk to post online).
- Cash flow is about the same as last year.
- Transaction Report handed out for March and April (to be posted online).

Supervisor Fesko:

Asked about \$5 million at Oak Valley – how does insurance work? (Rose explained insurance policy.)

Supervisor Stump:

- Asked about conference in Vegas and information about future impacts? (Rose: nothing will move anytime soon.)
- Consequences of rates moving? (Rose: higher yield.)

Supervisor Johnston:

- Is this a good time to borrow money for any purpose? (Rose: yes, interest rate is about as low as we've seen it.)
- Different investment opportunities, some short, some longer term? (Rose: can go out a maximum of five years.)

Supervisor Hunt:

• Any negative cash flow problems? (Rose: no, everything is kept pretty liquid.)

COMMUNITY DEVELOPMENT - PLANNING DIVISION

Additional Departments: Public Works, Finance

10a) Bridgeport Facilities Plan (Wendy Sugimura) - Presentation by Wendy Sugimura regarding County facilities report for Bridgeport.

Action: None.

Wendy Sugimura:

- This was a challenging project.
- The purpose of this report was to get all Bridgeport Facilities under "one roof".
- 1. Do we even need new facilities? Is Main Street an appropriate use?
- What are staffing needs now and what will we need for space in the future?
- If we use existing space more efficiently, we probably don't need to acquire additional space.
- Main Street could be an appropriate use if done correctly.
- 2. How does a multi-agency visitor's center and/or office complex fit with County facilities?
- Parties involved in discussion are very interested in this.
- They have enough of a concept to see it taking shape. It's kind of separate from facility space, but would still be worthwhile.
- Only caveat might be medical clinic? Where would it be placed? In the visitor's center?
- 3. What foreseeable space needs to exist to deliver high quality services and be compliant?
- Comparing older TRG report and current needs is what's documented in data section of report.
- Customer service as a more universal theme.
- ADA compliance issues.
- 4. Options for accommodating identified space needs?
- Space needs are: Jail, Probation Office and the Clinic. Visitor's center running on separate track.
- Options for expanding jail: build a second jail in south county (doubles operating expenses); keep in Bridgeport in one building and expand to include more beds (horizontally or vertically).
- Medical Clinic: a very small portion of building currently being used, costs a lot

to run it.

- Probation Office: there are a number of deficiencies from a legal standpoint.
- 5. How should County facilities integrate with and support the local community? RECOMMENDATIONS:
 - If we retain existing buildings, things need to move around.
 - Old hospital building most likely needs to come down.
 - Medical clinic could go there in new space, other departments and storage.
 - Jail: Mono County Office of Education is supportive of possibly moving. That
 could give us space to construct "new" jail and maybe use the old building for
 something else. Old jail building would be very hard to repurpose.
 - Probation office redesigning existing building? Expanding could bring wetland's issues.
 - General maintenance and space needs.
 - Energy efficiency improvements.
 - Multi agency offices –bring back to board for separate discussion.
 - Bridgeport Rehab project will incorporate additional designs.
 - Storage space, customer service, need to consider building maintenance for additional buildings.
 - Staff really needs a structured process for this as we move forward.

Supervisor Stump:

Saving a part of the hospital building? (Asbestos issues).

Supervisor Hunt:

- We need to make sure all new management is involved. Items will need to be agendized and brought to the board.
- Very general recommendations to staff at this point.
- He feels staff needs to keep moving forward with all recommendations.

Supervisor Johnston:

- This stemmed out of desire to purchase property in Bridgeport but the last Board expressed interest in figuring out our needs first.
- In witnessing other communities, they have a campus feel for making everything user friendly for staff and public.
- He doesn't think we achieve the campus approach with different buildings.
- Rather have a long term plan instead of a quick fix.
- He'd like to see some graphics.

Supervisor Fesko:

- Echoes Supervisor Johnston that the concept of one campus is preferable.
- We need to begin looking at a 25 year plan.
- Hospital building needs to be taken down.
- What services does Bridgeport need? He's against additional services moving down south.

Supervisor Alpers:

Thanked Wendy for thought-provoking report.

PUBLIC WORKS - FACILITIES DIVISION

Additional Departments: Community Development

11a) Workshop Projects Process (Joe Blanchard, Mary Booher) - Presentation by Joe Blanchard, Mary Booher regarding the identification of a Board approved process for projects to progress from a concept to a project.

Action: None. Joe Blanchard:

Went over staff report; explained item.

 Referenced flow chart (included with packet); this is an example of how they'd like the projects process to go.

Mary Booher:

- An actual policy will come back to the board for approval.
- As we move into budget development time, this is important to address.
- They'd like guidance on specifics as to what gets presented.
- Should County projects require a building permit? Needs to be formalized.
- Would like guidelines on CIP limits vs. Joe's budget.
- Soft costs vs. hard costs.
- Some costs cannot be run through the CIP budget.
- Need a percentage departments can safely go over a budget without further approval.
- If project amount is going to go over what was approved, it has to come back to the board.
- Recommended standardized form with hard and soft costs.
- Feels she has enough guidance to draft a policy, have CAO review and bring back to the Board.

Supervisor Fesko:

- He wants to know exactly how much money a project will cost; no hidden costs.
 Contingency needs to be built in and be flexible if necessary.
- He's glad this flow chart was created; agrees with the need for a process.
- From day one, this board has wanted to be transparent. This new policy will start this.

Supervisor Hunt:

Agrees that contingency should be built into the estimate.

Supervisor Stump:

- Appreciates work done on this.
- Likes flow chart and prioritization.
- Will keep it from being arbitrarily changed depending on who the Board is and who the CAO is.
- Agrees with the need to know implemental costs up front.
- As policy evolves, we'll find more on-target projections.

Supervisor Johnston:

- Likes work done; thinks new CAO should have an opportunity to review.
- Clarification on building permit discussion.
- He's mostly concerned about going over the approved amount.

Supervisor Alpers:

• If you start adding on percentages over the amount approved, it wasn't planned properly to begin with.

Leslie Chapman:

• Mary was saying overage would be built into "not to exceed" on the project, just wanted clarification.

Garrett Higerd:

For big projects, there are competitive bids, not an estimation. With these, they
list not to exceed price and ask that PW director can make change orders within
guidelines that are there. Also have language that says, "will not exceed
budgeted amount".

LUNCH

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD Jeff Walters:

Regarding this morning's accident: asked that Public Works be allowed to assist

with extraction of truck. Acting CAO gave permission for county to assist if needed.

PUBLIC WORKS - ROAD DIVISION

Re-allocation of Capital Improvement Project funds (Jeff Walters and Mary Booher) - The Lower Rock Creek Road Guard Rail project in Paradise will require approximately \$30,000 to construct. Another Capital Improvement Project, the Mono General Hospital Boiler Replacement in Bridgeport, originally budgeted at \$125,000 has been completed for \$63,062. Sufficient funds remain from this Capital Project to cover the costs expected on the Guardrail Project. This action requires a 4/5 vote.

M13-114 Action: The Board of Supervisors authorize the closure of the Boiler Replacement Capital Improvement Project; reallocate \$30,000 of the funds to a new CIP project for the Lower Rock Creek Road Guard Rail and reallocate the balance of \$31,938 back to the contingency fund in the General Fund.

Stump moved; Alpers seconded Vote: 4 yes; 0 no; 1 abstain: Johnston

Taken directly after lunch.

Supervisor Johnston asked to abstain from this vote.

Mary Booher:

- Came at the request of Supervisor Stump; there was a demand for this guardrail project at Rock Creek.
- Asking that \$30,000 be allocated and the balance of \$31,938 go back to the contingency fund in the General Fund.
- Still need 4/5 vote.

Liz O'Sullivan (Paradise Estates):

- Thanked the county for being proactive on this issue.
- Thanked Supervisor Stump.

COUNTY ADMINISTRATIVE OFFICE

Additional Departments: County Counsel; Community Development

13a) Special Event Ordinance Workshop (Sarah Messerlian) - Presentation by Sarah Messerlian regarding Special Event Ordinance.

Action: None.

Sarah Messerlian (Power point, to be added to website): SPECIAL EVENT ORDINANCE WORKSHOP:

- Background
- Purpose
- Definitions section .020
- When is a Permit Required section .030?
- Exempt Events section .040
- General Requirements section .050
- Applying for a Special Event Permit
- Issuance of a Special Event Permit.
- Additional Considerations Waiving of Mono County Business Licenses (July 4th

vendors).

Summary – first reading in June 2013? Will add that the county must respond
within ten working days of received application; allow permit to be issued 180 vs.
120 days before event.

ADDITIONAL INFORMATION:

- There is currently no ordinance in place. This is what she's proposing.
- Chamber is event organizer for the 4th of July.
- Suggests a 75-attendee threshold to trigger Special Events Permits.
- Events ending at 10:00 p.m. and not before 7:00 a.m. This can be extended by Board approval by resolution.

John Vallejo:

- Went over section in Ordinance where it states who is required to get business license. This is part of ordinance that needs direction from the board.
- Trying to make this a one stop shop; need to have it streamlined.
- Needs to be formalized; leaves to much discretion in staff's hands.
- Staff doesn't want to be in a position of having a lot of discretion; this would be much easier with perimeters.
- Add an exemption for non-profit entities?
- How to modify time period for events? There is a section regarding exempt events.

Supervisor Stump:

- Is this what is already in place or what's proposed?
- He thinks a trigger is needed for county response time so that event planner has a set amount of time to meet requirements.
- Appreciates it being under one umbrella but still feels it needs to be streamlined.

Supervisor Hunt:

- He sees a business license as an annual thing for business doing business every year all the time in Mono County.
- We need to encourage people to come to our area and special events; these people don't need more guidelines and restrictions.

Supervisor Fesko:

- Permits should be able to be issued at least 180 days prior to the event.
- Discussed business license requirements for people making profit, not making profit or special considerations.
- No business licenses for anyone.

Supervisor Johnston:

- Only thing needing clarification is the special permit process?
 - Not fair to leave people hanging, waiting for county response.

Louis Molina:

- From his standpoint, the ordinance points are already being implemented and it's a good procedure; it gives him a head's up.
- This is merely more of a formal process to what's already being done.

BOARD OF SUPERVISORS

Board of Supervisors Planning Workshop (Board of Supervisors) - The Board of Supervisors will hold a workshop to continue their strategic planning process by prioritizing their projects list. This item was requested by Supervisor Hunt.

Action: None.

DEFERRED UNTIL NEXT WEEK.

Supervisor Hunt:

- Need to schedule workshops specific to certain things.
- Provide a spreadsheet to all Department Heads in connection with budget preparation.
- Suggested we defer this until next week.
- Priorities need to be readdressed and maybe a few things to add?

Scott Burns:

- Has additional information (to be added to website and to chart).
- Add to matrix, attach to the table?
- Board agreed to just attach to table.

AMBULANCE PARAMEDICS

Mono County Paramedic Fire Rescue Association Workshop (Rick Mitchell, President, Alex Johnson, Secretary/Treasurer, Jim DeGraffenreid, Steward) - Educational workshop about the Mono County EMS program, and discussion by the Paramedic Association about the future of the EMS program. At the regular meeting of February 19, 2013, members of the Board of Supervisors invited the Paramedic Association to schedule this workshop.

Action: None.

Rick Mitchell (President, Paramedic Association)

- Jim DeGraffenreid and Alex Johnson also here to help present item.
- They'd like to leave with some momentum.
- Would like to look forward to a structured plan.
- Need to have agreement that these discussions will continue.

POWERPOINT:

Section 1 - Historical Review of Program

- Short History of Paramedic Program.
- T.O.T. Voter Initiative Drive.
- Additional T.O.T. Changes.

Section 2 – Cost Reduction Options

- A-87 Indirect Costs.
- First Responder Funds.
- Fitch Consultants.

Section 3 – Revenue Enhancements

- Revenue Subscription Service.
- Substantial Service Fees Currently Not Billed.
- Calif. Prop. 172 Funding Permanent Sales Tax Increase for First Responder Services.
- Mental Health Transfers Requiring Ambulance Transport.
- Optional EURO Style Daily Ski Area Subscription Fee, Given Facts for Analysis, Revenue Estimates.
- Increase in Ambulance Fees.

Section 4 - Structural, Service, Admin

- Ambulance Fees Received From the Transport of Patients.
- Mammoth Hospital Ambulance.
- Operational Possibilities.
- Douglas County Model.
- Where/How to Start?
- Areas Outside a Fire District?
- Other Considerations and Benefits.

- Other Benefits.
- Conclusion.

Supervisor Fesko:

- Likes the Subscription Fee idea; has seen this work for other people.
- Why would D.A. get first responder money?
- County contracts out with separate company for mental health transfers when we have medics?
- Mammoth Hospital doesn't use ambulances do they?
- He commends medics for creative revenue ideas.

Supervisor Johnston:

- The subscription fee idea has been vetted before, when? He's never heard of it.
- You could also do an add-on to a wilderness permit. For climbing?
- Doesn't like sending money out of the county for billing. Can't the county do this?

Supervisor Hunt:

- Wouldn't there be operating costs with the subscription fee idea?
- Very aware of services they currently provide.

Supervisor Stump:

- Asked for explanation of when the medics bill.
- The County could enter into various agreements with Fire people to allow for basic framework and for charges to be billed.
- Suggested a 20% diversion of Prop. 172 funds into the Paramedic Program.
- Pre-Prop 13 Districts vs. Post-Prop 13 Districts gave explanation.
- Some of the proposed ideas today may or may not be possible.
- In our long range planning discussion in January, four Supervisors identified the Paramedic Program as a priority.
- The request was to come forth with ideas and that's exactly what you've done.

Leslie Chapman:

- Percentages set at the time the legislation came about.
- What is percentage rate on deductible?
- Medic billing currently being discussed. If we can do heavy lifting, why can't we do billing?

Marshall Rudolph:

• There are reasons the mental health transports are contracted out. Not to say it shouldn't be revisited again since we have new management, new Board.

one aran the remember again emiss me ma
ADJOURN: 6:10 p.m.
ATTEST:
BYNG HUNT CHAIR
SHANNON KENDALL SR. DEPUTY CLERK OF THE BOARD